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REISSUE PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the reissue application of:

Attorney Docket No.: 2267.547US03

SCHELER et al.

Application No.: 10/020,861

Filed: December 14, 2001

For: ARRANGEMENT FOR LOCKING AND UNLOCKING A DOOR OF A CONTAINER

REISSUE DECLARATION UNDER 37 C.F.R. § 1.175Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

We, Werner Scheler, Karl Schubert, Andreas Mages and Andreas Anton, in support of the present reissue application at the United States Patent and Trademark Office, hereby declare:

1. Our residences, post office addresses and citizenships are as stated below next to our names.
2. We believe ourselves to be the original and first inventors of the subject matter, which is described and claimed in patent number 6,000,732, granted 12/14/99, and for which a reissue patent is sought on the invention entitled ARRANGEMENT FOR LOCKING AND UNLOCKING A DOOR OF A CONTAINER, the specification of which was filed on 12/14/2001 as reissue application number 10/020,861.
3. We have reviewed and understand the contents of the above-identified reissue specification, including the claims, as amended by the amendments.

EMPfangszeit 3. Mai. 22:55

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4. We acknowledge the duty to disclose information material to the examination of this application in accordance with 37 C. F. R. § 1.56, including any public use, sale, or offer of sale of the disclosed invention occurring more than one year prior to the filing date of the application from which the present Patent issued.

5. We believe the original patent to be partially inoperative or invalid by reason of the patentee claiming less than the patentee had the right to claim in the patent.

6. The originally issued patent contained only one independent claim, claim 1. Claim 1 contains several means-plus-function claim limitations, which we now understand renders the claim narrower in scope than non means-plus-function claim limitations. We were not aware of the relative narrow treatment given to claims under 35 U.S.C. § 112 ¶ 6 until after the patent issued. We make the present re-issue application in order to claim the full breadth of our novel invention. Additionally, independent claim 1 recites the use of a motor to drive the rotatable disk. This limitation is incorrectly limiting because the motor is not needed to practice our invention.

Both of these errors were first brought to our attention by the present assignee and, therefore, could not have been addressed during the pendency of the original application.

7. All errors which are being corrected in the present Reissue application up to the time of filing this Declaration arose without any deceptive intention on the part of the applicants.

8. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable

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by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

9. That every error in the patent corrected in the present reissue application and not covered by prior declarations, arose without any deceptive intent

10. We hereby claim foreign priority benefits under Title 35, U.S.C. § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)	Priority Claimed	
195 35 178 Germany	Sep. 22, 1995	Yes
(Number) (Country)	(Day/Month/Year Filed)	(Yes/No)

11. We hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

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U.S. Patent No. 6,000,732

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☐ Additional inventors are named on the attached sheets.*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.*

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on

Date of Deposit

Douglas J. Christensen